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*Attorneys for Sonos, Inc.*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SONOS, INC.,  
Plaintiff and Counterdefendant,

v.

GOOGLE LLC,  
Defendant and Counterclaimant.

Case No. 3:20-cv-06754-WHA  
Related to Case No. 3:21-cv-07559-WHA

**DECLARATION OF JOSEPH R.  
KOLKER IN SUPPORT OF SONOS,  
INC.'S OPPOSITION TO GOOGLE  
LLC'S MOTION *IN LIMINE* NO. 4**

Judge: Hon. William Alsup  
Pretrial Conf.: May 3, 2023  
Time: 12:00 p.m.  
Courtroom: 12, 19th Floor  
Trial Date: May 8, 2023

1 I, Joseph R. Kolker, declare as follows and would so testify under oath if called upon to  
2 do so:

3 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel  
4 of record to Sonos, Inc. (“Sonos”) in the above-captioned matter. I am a member in good  
5 standing of the New York State Bar and am admitted to practice before this Court in this matter  
6 *pro hac vice*. I make this declaration based on my personal knowledge, unless otherwise noted.  
7 If called, I can and will testify competently to the matters set forth herein.

8 2. I make this declaration in support of Sonos’s Opposition to Google LLC’s Motion  
9 *In Limine* No. 4.

10 3. Attached hereto as **Exhibit A** is a true and correct copy of excerpts from the  
11 Supplemental Expert Report of James E. Malackowski, dated December 9, 2022.

12 4. Attached hereto as **Exhibit B** is a true and correct copy of an excerpt from the  
13 deposition transcript of Christopher Chan, taken on November 29, 2022.

14 5. Attached hereto as **Exhibit C** is a true and correct copy of a document entitled  
15 “Sonos IP License Model,” dated July 12, 2018, bearing production numbers SONOS-SVG2-  
16 00041807 - SONOS-SVG2-00041860.

17 6. Attached hereto as **Exhibit D** is a true and correct copy of an excerpt from the W.  
18 Christopher Bakewell’s Rebuttal Expert Report Regarding Damages, dated January 13, 2023.

19 7. Attached hereto as **Exhibit E** is a true and correct copy of an excerpt from the  
20 Reply Expert Report of James E. Malackowski, dated January 23, 2023.

1 I declare under penalty of perjury that the foregoing is true and correct to the best of my  
2 knowledge. Executed this 24th day of April, 2023 in Yonkers, New York.

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6 JOSEPH R. KOLKER  
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**ATTESTATION**

I, Sean Pak, am the ECF user whose ID and password are being used to file the above document. In compliance with Civil L.R. 5-1, I hereby attest that counsel for Sonos has concurred in the aforementioned filing.

DATED: April 26, 2023

/s/ Sean Pak

Sean Pak